

# STATE OF UTAH

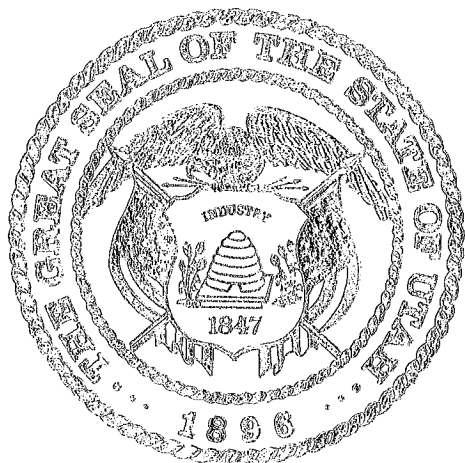


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from FARMINGTON CITY, dated October 1<sup>st</sup>, 2013, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to FARMINGTON CITY, located in Davis County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 11<sup>th</sup> day of August, 2014 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX  
Lieutenant Governor

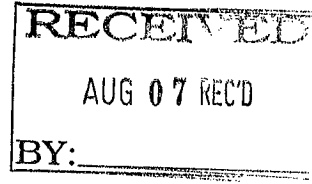


# FARMINGTON CITY

H. JAMES TALBOT  
MAYOR

DOUG ANDERSON  
JOHN BILTON  
BRIGHAM N. MELLOR  
CORY R. RITZ  
JAMES YOUNG  
CITY COUNCIL

DAVE MILLHEIM  
CITY MANAGER



August 6, 2014

Lieutenant Governors Office  
Utah State Capitol  
Suite 220  
Po Box 142325  
Salt Lake City, Utah 84114-2325

Re: Annexation Petition

Jaclyn,

I have enclosed the Resolution, Ordinance and copy of the plat map for an Annexation Petition. All requirements have been met.

In a previous letter from you, it stated that you needed the County Recorders' signature on the plat before you could process it. I took it over to the County and they said that they need the "gold seal" from the Lieutenant Governors Office before they can process their part. Therefore, I am returning it to you in hopes that it can be processed.

Please let me know if you need anything from me.

Thank you,

Holly Gadd  
Farmington City Recorder  
801-939-9205



Received

MAY 15 2014

Spencer J. Cox  
Lieutenant Governor  
RESOLUTION NO. 2013-24

**A RESOLUTION RECEIVING AN ANNEXATION PETITION FROM  
NORMAN L. FROST REPRESENTING OVATION HOMES FOR  
CONSIDERATION BY FARMINGTON CITY.**

WHEREAS, Farmington City has received a petition from North L. Frost representing Ovation Homes hereinafter referred to as the "Petitioner", requesting the annexation of 23.5 acres of unincorporated territory in Davis County, which would extend the existing corporate limits of Farmington City, hereinafter referred to as the "Petition", a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the Petition is signed by the owners of a majority of the private land area within the area proposed for annexation, and said owners' property is equal in value to at least one-third (1/3) of the value of all private real property within the area proposed for annexation as shown by the last assessment rolls of Davis County; and

WHEREAS, Petitioners have submitted to the City a plat for the territory proposed to be annexed; and

WHEREAS, the territory described in the Petition lies contiguous to the corporate limits of Farmington City and is a contiguous area.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF FARMINGTON, STATE OF UTAH, AS FOLLOWS:

Section 1. Petition Received for Consideration. The City Council hereby receives the Petition for Annexation filed by Norman L. Frost for consideration.

Section 2. Decision to Certify. The City Recorder of Farmington City is hereby directed, with the assistance of the City Attorney and the Davis County Clerk, Davis County Surveyor, and Davis County Recorder, to determine whether the Petition meets the requirements of subsections 10-2-403(2), (3) and (4), of the Utah Code Annotated. If the City Recorder determines that the Petition meets those requirements, the City Recorder is further directed to certify the Petition and to send notice of that certification in writing to the City Council and the contact sponsor of the Petition. If the City Recorder determines that the Petition does not meet those requirements, the City Recorder is further directed to reject the Petition and notify the City Council and the contact sponsor in writing of the rejection and the reasons for the rejection. In the event the petition is certified, the City Recorder is also directed to refer the Petition to the Farmington City Planning Commission for consideration and recommendation of the proposed Zoning Designation of the area to be annexed.

Section 3. No Vested Rights. Nothing in this Resolution or in any other act, omission or representation of the City shall be construed to vest Petitioners with rights to compel annexation of the said property, to bind the City Council to finally approve the Petitioners' annexation, to vest the Petitioners with rights to develop under particular zoning, subdivision


or development ordinances, or to require Farmington City to provide any municipal services or to exercise jurisdiction over the area, until such time as decisions to annex and extend the corporate limits have been made and all annexation formalities and documentation have been completed, including the preparation of the final annexation plat according to the City Engineer's specification, appropriate ordinances, annexation agreements, and documentation verifying the sufficiency of the Petition.

Section 4. Severability. If any section, clause or portion of this Resolution is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

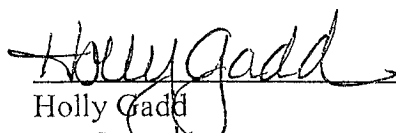
Section 5. Effective Date. This Resolution shall become effective immediately upon passage.

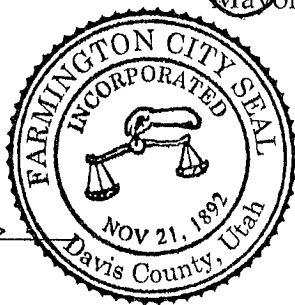
PASSED AND ADOPTED BY THE CITY COUNCIL OF FARMINGTON CITY,  
STATE OF UTAH, ON THIS 1st DAY OF OCTOBER, 2013.

FARMINGTON CITY CORPORATION

  
\_\_\_\_\_  
Scott C. Harbertson  
Mayor

ATTEST:

  
\_\_\_\_\_  
Holly Gadd  
City Recorder





**ORDINANCE NO. 2014 -13**

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF FARMINGTON CITY TO INCLUDE THE ANNEXATION OF 21.945 ACRES OF PROPERTY LOCATED ADJACENT TO THE NORTH SIDE OF 1800 NORTH STREET AT APPROXIMATELY 1325 WEST.**

**WHEREAS**, there has been filed with the City Recorder of Farmington City, a petition by Tanner Trading Co. with an annexation plat showing the territory to be annexed, and requesting that the property described in said petition be annexed within the corporate limits of Farmington City; and

**WHEREAS**, the petition is signed by a majority of the owners of the real property and the owners of more than one-third in value of all real property within the territory to be annexed as shown by the last assessment rolls; and

**WHEREAS**, the petitioner has caused an accurate plat to be made and certified by a licensed engineer, or a licensed land surveyor, to be approved by the City prior to filing; and

**WHEREAS**, the Farmington City Council, on the 1<sup>st</sup> day of October 2013, passed Resolution No. 2013-24 accepting said petition for consideration; and

**WHEREAS**, notice as required by law has been given to the public and to any affected entity regarding the proposed annexation; and

**WHEREAS**, the Farmington City Council, after examining said petition, having received a recommendation from the Planning Commission, having the petition reviewed by its administrative staff, having considered the circumstances thereof at a properly advertised and noticed public hearing, and after finding said proposed annexation to be consistent and in keeping with the City's Comprehensive General Plan; and

**WHEREAS**, no objection or protest to such annexation has been received by the Davis County Boundary Commission.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF FARMINGTON CITY, STATE OF UTAH:**

**Section 1. Annexation.** The Farmington City limits are hereby enlarged and extended so as to include the below described property in north Farmington including approximately 21.945 acres of unincorporated territory in Davis County, State of Utah. The territory hereby annexed is more particularly described as follows (which includes all or a portion of parcels 08-032-0147, 08-032-0145, 08-032-0146, 08-032-0144, 08-032-0055, 08-032-0083, and 08-032-0008):

BEGINNING AT A POINT WHICH IS N 00°05'54"E 358.65 FEET ALONG THE SECTION LINE AND EAST 266.42 FEET FROM THE CENTER OF SECTION 11, T.3N., R.1W., SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE N 25°30'56"E 26.62 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 34°32'24"W 132.77 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 68°36'09"E 146.95 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY AND THE CENTERLINE OF THE SOUTH FORK OF HAIGHT CREEK, THENCE N 33°56'20"W 45.00 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 40°36'W 84.78 FEET ALONG THE EXISTING CORPORATE LIMIT LINE

OF KAYSVILLE CITY, THENCE N 42°22'15"W 159.41 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 21°43'40"E 644.18 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 88°10'30"W 37.67 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE N 18°34'12"E 4.14 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE S 89°58'E 133.22 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE S 89°39'E 478.65 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF KAYSVILLE CITY, THENCE S 42°48'E 783.58 FEET ALONG THE EXTENSION OF AND ALONG THE ORIGINAL FARMINGTON CITY LIMIT LINE WHICH IS SHOWN RUNNING PARALLEL TO THE CENTER LINE OF HIGHWAY NO. 1 AND 660 FEET FROM SAID CENTERLINE, THENCE S 85°18'00" W 71.58 FEET, THENCE S 85°18'00"W 60.00 FEET ALONG THE CORPORATE LIMIT LINE OF FARMINGTON CITY, THENCE S 43°20'00"W 595.00 FEET ALONG THE EXISTING CORPORATE LIMIT LINE OF FARMINGTON CITY, THENCE N 89°03'00"W 692.32 FEET ALONG THE EXISTING CORPORATE LIMIT LINE TO THE POINT OF BEGINNING. CONTAINS 955,920 S.F. OR 21.945 ACRES.

**Section 2. Zoning.** Be it further ordained and declared that all property within the territory described in Section 1 is hereby zoned "LR" Large Residential, and that the Farmington City Zoning Map is hereby correspondingly amended.

**Section 3. General Jurisdiction.** Be it further ordained and declared that the said territory described above in Section 1 shall thenceforth be within the Farmington City Corporate limits and shall be zoned as provided in Section 2. All ordinances, jurisdictions, rules, and obligations of, or pertaining to, Farmington City are extended over, and made applicable and pertinent to the above described tract of land and the streets, blocks, alleys, and ways, of said tracts, shall be controlled, and governed by the ordinance, rules, and regulations of Farmington City.

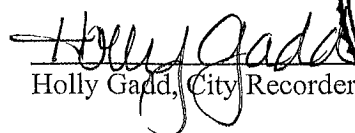
**Section 4. Effective Date.** This ordinance shall become effective upon publication or posting, or 30 days after passage, whichever occurs first.

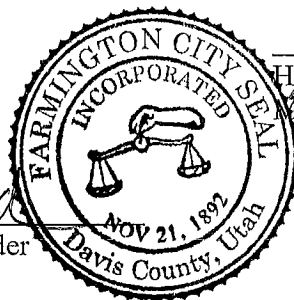
**Section 5. Filings and Notice.** The Farmington City Recorder is hereby directed to file with the Davis County Recorder, after approval by the City Engineer, a copy of the annexation plat duly certified and acknowledged together with a certified copy of this ordinance. The City Recorder is further directed to provide notice to the State Tax Commission under the provisions of Section 11-12-1 of the Utah Code Annotated, 1953, as amended.

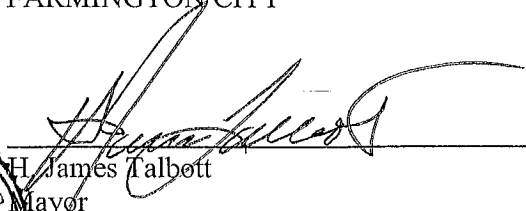
**PASSED AND ADOPTED** by the City Council of Farmington City, State of Utah, on this 15<sup>th</sup> day of April, 2014.

FARMINGTON CITY

ATTEST:

  
Holly Gadd, City Recorder



  
H. James Talbott  
Mayor